



W.P.(MD) No.1990 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.10.2022

CORAM:

**THE HONOURABLE MR.JUSTICE R.MAHADEVAN
and
THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

W.P.(MD) No.1990 of 2022

N.Paramasivan

... Petitioner

-vs-

- 1.The District Collector
District Collector Office
Tenkasi District
- 2.The Revenue Divisional Officer
Revenue Divisional Office
Tenkasi District
- 3.The Thasildar
Taluk Office
Sankarankoil
Tenkasi District
- 4.The Surveyor
Survey Department Taluk Office
Kadaiyanallur
Tenkasi District



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5.The Block Development Officer
Block Development Office
Melaneelithanallur Union
Sankarankoil Taluk
Tenkasi District

6.The Village Panchayat President
Seranthamangalam Majara
Village Panchayath
Kadaiyanallur Taluk
Tenkasi District

7.Iyyendera Rajan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of mandamus directing the respondents 1 to 6 to take necessary action against the seventh respondent to remove the encroachment made in public pathway situated in Survey No.942/15, Kadaiyallurutti Village, Kadaiyanallur Taluk, Tenkasi District, by considering the petitioner's representation dated 22.12.2021, within a time frame.

For Petitioner : Mr.Mathavaselvam.R.

For Respondents : Mr.P.Thilakkumar
Government Pleader for R1 to R6
No appearance for R7



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ORDER

[Order of the Court was made by R.MAHADEVAN, J.]

The prayer in this writ petition is for issuance of a writ of mandamus directing the respondents 1 to 6 to remove the encroachment made by the seventh respondent in the public pathway in Survey No.942/15 of Kadaiyallurutti Village, Kadaiyanallur Taluk, Tenkasi District, by considering the petitioner's representation dated 22.12.2021, within a time frame.

2. When the matter was taken up for hearing, the learned Government Pleader appearing for the respondents 1 to 6, on instructions, submitted that there are some encroachments, as projected by the petitioner, in the subject land and the same would be removed, in accordance with law, within a period of twelve weeks.

3. Recording the above submission of the learned Government Pleader, the authority concerned is directed to remove the encroachments made by the seventh respondent in the subject land after giving due notice and sufficient opportunity to all the parties concerned and by following due



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process of law, within a period of twelve (12) weeks from the date of receipt of a copy of this order.

4. With the above direction, this writ petition is disposed of. No costs.

[R.M.D., J.] [J.S.N.P., J.]

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Index : Yes / No

Internet : Yes / No

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Tenkasi District.
- 3.The Thasildar,
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- 4.The Surveyor,
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- 5.The Block Development Officer,
Block Development Office,
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- 6.The Village Panchayat President,
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